

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Ferguson, et al. § Docket No. 31132.222 / PC1021.00  
§  
Application No.: 10/799,835 § Customer No. 46333  
§  
Filed: March 12, 2004 § Group Art Unit: 3733  
§  
For: Technique and Instrumentation for § Examiner: Comstock, David C.  
Intervertebral Prosthesis Implantation §  
§ Conf. No.: 8484

**Mail Stop: Amendment**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO NOTICE OF**  
**NON-COMPLIANT AMENDMENT**

**I. Introductory Remarks**

The present paper is submitted in response to the Notice of Non-Compliant Amendment mailed June 12, 2008.

No fees, including extension of time fees, are believed necessary for consideration of the present paper. However, if any fees are necessary, including extension of time fees, the extension of time is hereby requested, and the Commissioner is hereby authorized to charge any fees, including those for the extension of time, to Haynes and Boone, LLP's Deposit Account No. 08-1394.

The **Listing of Claims** begin on page 2.

**Remarks** begin on page 6.